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WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/966,803	09/27/2001	Dennis Murphy	DIVER1130-8

CONFIRMATION NO. 3294

## FORMALITIES LETTER



\*OC00000006956542\*

28213

GARY CARY WARE & FRIENDENRICH LLP  
4365 EXECUTIVE DRIVE  
SUITE 1600  
SAN DIEGO, CA 92121-2189COPY OF PAPERS  
ORIGINALLY FILED

Date Mailed: 10/23/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- o The statutory basic filing fee is missing.

*Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*

- o Total additional claim fee(s) for this application is \$3420.

- o \$1710 for 95 total claims over 20.
- o \$1440 for 18 independent claims over 3.
- o \$270 for multiple dependent claim surcharge.

03/14/2002	MAINT	00000002	09966803
01 FC:203			046.00 CP
01/24/2002	ANABI1	00000054	09966803
01 FC:201			370.00 OP
02 FC:203			1017.00 OP
03 FC:202			756.00 OP ✓
04 FC:204			140.00 OP ✓
05 FC:205			65.00 OP

- o The oath or declaration is unsigned.
- o To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- o **The balance due by applicant is \$ 4260.**

- o This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be

Adjustment date: 03/14/2002  
01/24/2002 ANABI1 00000054 09966803  
02 FC:203 -1017.00 CP

Repln. Ref: 03/14/2002 MAINT 001235550  
DRI:501355 Mact/Number:09966803  
FC: 704 0171.00 CR

submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice **MUST** be returned with the reply.*



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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

Attorney Docket No.: DIVER1130-8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Dennis Murphy et al. Art Unit: 1652  
Application No.: 09/966,803 Examiner: Unassigned  
Filed: September 27, 2001  
Title: ENZYMES HAVING AMIDASE ACTIVITY AND METHODS OF USE  
THEREOF

**BOX MISSING PARTS**

Commissioner for Patents  
Washington, D.C. 20231

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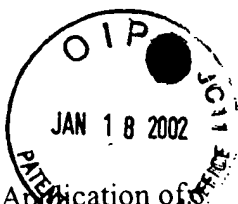
**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Sir:

In response to the Notice to File Missing Parts of Application mailed October 23, 2001,  
enclosed are:

1. A copy of the Notice to File Missing Parts of Application (2 pages);
2. An executed Declaration For Patent Application (7 pages);
3. Check in the amount of \$2348.00.00; and
4. Permission to Use Sequence Listing (2 pages);
5. An executed Statement From Added Inventor Eric Mathur Agreeing to the Change of Inventorship (2 pages);
6. An executed Statement From Added Inventor Eric Mathur Agreeing to the Change of Inventorship (2 pages);
7. An executed Power of Attorney by Assignee (2 pages)

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, <b>December 21, 2001</b> , in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.	
Name of Person Mailing Paper <i>KISA CORP. KES</i>	
Signature <i>W. A. Conley</i>	Date



In re Application of  
Dennis Murphy et al.  
Application No.: 09/966,803  
Filed: September 27, 2001  
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PATENT  
Attorney Docket No.: DIVER1130-8

Applicants claim small entity status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

The filing fee has been calculated as follows.

	Number Filed		Number Extra		Rate		Fee	
					Large Entity	Small Entity	Small Entity	Large Entity
Total Claims	133		113			9.00	1,017.00	
Independent Claims	21		18			42.00	756.00	
Multiple Dependent Claims Presented: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No							140.00	
					BASIC FEE		370.00	
					TOTAL FEE		2,283.00	

Enclosed is a check in the total amount of \$2,348.00, which includes \$65.00 for the surcharge fee, \$1,017.00 for total claims, \$756.00 for independent claims, \$140.00 for multiple dependent claims, and \$370.00 for the filing fee for missing parts of the application. The Commissioner is hereby authorized to charge any other fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 50-1355. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Lisa A. Haile, J.D., Ph.D.  
Registration No.: 38,347  
Telephone: (858) 677-1456  
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Date: December 21, 2001

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